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07 UNITED STATES DISTRICT COURT
08 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

09 UNITED STATES OF AMERICA,)
10 Plaintiff,)
11 v.) Case No. CR08-216-JLR
12 JOEL BERNARD PERRY,) DETENTION ORDER
13 Defendant.)
14 _____)

15 Offenses charged:

16 Counts 1-6: Distribution of Crack Cocaine, in violation of 21 U.S.C. §§ 841(a)(1) and
841 (b)(1)(B) and 18 U.S.C. § 2.

17 Date of Detention Hearing: October 24, 2008.

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
20 the following:

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant
23 is a flight risk and a danger to the community based on the nature of the pending charge.
24 Application of the presumption is appropriate in this case.

25 (2) Defendant has previous conviction involving assaults and unlawful possession
26 of firearms.

01 (3) Defendant has a history of failures to appear and failure to comply with court
02 orders.

03 (4) There are no conditions or combination of conditions other than detention that
04 will reasonably assure the appearance of defendant as required or ensure the safety of the
05 community.

06 IT IS THEREFORE ORDERED:


07 (1) Defendant shall be detained pending trial and committed to the custody of the
08 Attorney General for confinement in a correctional facility separate, to the extent
09 practicable, from persons awaiting or serving sentences or being held in custody
10 pending appeal;

11 (2) Defendant shall be afforded reasonable opportunity for private consultation with
12 counsel;

13 (3) On order of a court of the United States or on request of an attorney for the
14 government, the person in charge of the corrections facility in which defendant
15 is confined shall deliver the defendant to a United States Marshal for the purpose
16 of an appearance in connection with a court proceeding; and

17 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
18 counsel for the defendant, to the United States Marshal, and to the United States
19 Pretrial Services Officer.

20 DATED this 24th day of October, 2008.

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22 JAMES P. DONOHUE
23 United States Magistrate Judge
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